

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application No. 10/811,469

Applicant: VERMEERSCH et al.

Filed: March 26, 2004

TC/AU: 3990

Examiner: LEE, Sin J.

Docket No.: 227964 (Client Reference No. GN03030)

Customer No.: 23460

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Alexandria, VA 22313-1450

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OCT 19 2005

**NOTICE OF APPEAL FROM THE
EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Dear Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed April 19, 2005, rejecting the following claims: 1-11.

The items checked below are appropriate:

1. Status of Applicants

This application is on behalf of ☒ other than a small entity or ☐ a small entity.

2. Fee for Filing Notice of Appeal

Pursuant to 37 CFR 41.20(b), the fee for filing the Notice of Appeal is for: ☒ other than a small entity or ☐ a small entity.

Notice of Appeal Fee due \$500.00

10/20/2005 TL0111 00000029 121216 10811469

01 FC:1401 500.00 DA

10/20/2005 TL0111 00000029 10811469

02 FC:1253 1020.00 DA

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Notice of Appeal

3. Extension of Time

- ☒ Applicants petition for a three-month extension of time under 37 CFR 1.136, the fee for which is \$1,020.00.
- ☐ An extension for one-month has already been secured and the fee paid therefore of \$120.00 is deducted from the total fee due for the total amounts of extension now requested.
- ☐ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.

Extension fee due with this request: \$1,020.00

4. Total Fee Due

The total fee due is:

| | |
|------------------------|------------|
| Notice of Appeal Fee | \$500.00 |
| Extension Fee (if any) | \$1,020.00 |

Total Fee Due: \$1,520.00

5. Fee Payment

- ☐ Attached is a check in the sum of \$
- ☒ Charge Account No. 12-1216 the sum of \$1,520.00. A duplicate of this transmittal is attached.

6. Fee Deficiency

- ☒ If any additional fee is required in connection with this communication, charge Account No. 12-1216. A duplicate of this transmittal is attached.

Respectfully submitted,



Xavier Pillai, Reg. No. 39,799
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Date: October 19, 2005

COPY
BEST

Application No. 10/811,469

Notice of Appeal

| MAILING/TRANSMISSION CERTIFICATE UNDER 37 CFR 1.8 OR 1.10 | | | |
|---|------------------|------|------------------|
| I hereby certify that this document and all accompanying documents are, on the date indicated below, being <input type="checkbox"/> deposited with the U.S. Postal Service using "Express Mail" service in an envelope addressed in the same manner indicated on this document with Express Mail Label Number <input type="checkbox"/> deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed in the same manner indicated on this document, or <input checked="" type="checkbox"/> facsimile transmitted to the U.S. Patent and Trademark Office at fax number: (571) 273-8300. | | | |
| Name (Print/Type) | Peter J Phillips | | |
| Signature | Peter Phillips | Date | October 19, 2005 |

Appeal Notice (Revised 2005 08 02)